THE HON'BLE SRI JUSTICE GOPALA KRISHNA TAMADA

WRIT PETITION No. 21199 of 2000

Dated: 03.07.2007.

Between:

Smt. K.Suseela, w/o.late K.Rajeswarappa.

... **PETITIONER**

And:

Government of Andhra Pradesh, rep. by
its Principal Secretary, Revenue (Endts.)
Department, Secretariat, Hyderabad and another.

....**RESPONDENTS**

THE HON'BLE SRI JUSTICE GOPALA KRISHNA TAMADA

WRIT PETITION No. 21199 of 2000

ORDER:

(1) The Commissioner, Endowments Department by notice No.D2/47914/2000, dated 17.10.2000, informed that a Trust Board will be constituted to Sri Kanaka Durga Temple, Ameerpet, Hyderabad under Section 15 of the Andhra Pradesh Charitable and Hindu Religious Institutions & Endowments Act, 1987 (for short 'the Act') after 15 days from the date of the said notice. Further, in the said notice, he directed all the interested persons to send their applications for trusteeship in the prescribed proforma. The said notice is challenged by the petitioner stating that she being founder trustee of the said temple filed an application seeking exemption under Section 154 of the Act requesting the Government to give

exemption to the said temple and during the pendency of the same the Commissioner had issued the said notice.

(2) Heard the learned counsel for the petitioner.

(3) May be it is true that the said application seeking exemption is pending before the Commissioner, but it does not mean that the said notice issued on 17.10.2000 is arbitrary or illegal. If the application filed by the petitioner seeking exemption is pending, it is always open for her to approach the Commissioner and apprise him of her application seeking exemption and also bring it to his notice as to why and how a Trust Board shall not be constituted to the said temple, but the petitioner in haste filed the present writ petition. I see no merits in the writ petition and the same is liable to be dismissed.

(4) Accordingly, the writ petition is dismissed. No costs.

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JUSTICE GOPALA KRISHNA TAMADA

Date: 03.07.2007.
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